

AMENDED IN ASSEMBLY APRIL 10, 2007

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 774

Introduced by Assembly Member Houston

February 22, 2007

An act to add Section 35021.3 to the Education Code, relating to physical education.

LEGISLATIVE COUNSEL'S DIGEST

AB 774, as amended, Houston. Physical education: volunteer ~~instructors~~: *instructors*.

Existing law requires the adopted course of study for grades 1 to 12, inclusive, to include physical education, and requires pupils to attend physical education for a specified minimum amount of time, based on grade level, unless otherwise exempted. Two courses in physical education are required to be completed by a pupil as part of the requirements for receipt of a diploma of gradation from high school, unless that pupil is otherwise exempted from physical education.

The Commission on Teacher Credentialing is authorized to issue single subject credentials in the area of physical education, among other credentials.

~~This bill would state the intent of the Legislature to enact legislation to create a registry program for qualified individuals who wish to volunteer to teach physical education programs during or after school hours at public schools.~~ *authorize a school district and a county office of education to establish a registry of volunteer after school physical recreation instructors. To be included on a registry, a prospective registrant would be required to submit to a criminal background check, pay all required fees for that check, submit current contact information,*

and keep that information current. The bill would authorize a school district or county office maintaining a registry to impose other requirements on prospective registrants, including, but not limited to, certification in cardiopulmonary resuscitation. The bill would authorize a school under the jurisdiction of a school district or county office of education maintaining a registry, upon approval of the school principal and site manager of the school, to allow a registrant to provide instruction in physical recreation to pupils after school hours.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 35021.3 is added to the Education Code,
2 to read:

3 35021.3. (a) A school district and a county office of education
4 may establish a registry of volunteer after school physical
5 recreation instructors.

6 (b) To be included on a registry established pursuant to this
7 section, a prospective registrant shall submit to a criminal
8 background check and pay all required fees for that criminal
9 background check to be performed. The prospective registrant
10 shall also submit current contact information to the school district
11 or county office maintaining the registry and shall update that
12 information whenever the information changes.

13 (c) A school district or county office maintaining a registry may
14 impose other requirements on prospective registrants, including,
15 but not limited to, certification in cardiopulmonary resuscitation.

16 (d) Upon approval of the school principal and site manager of
17 the school, a school under the jurisdiction of a school district or
18 county office of education maintaining a registry may allow a
19 volunteer registered with the school district or county office to
20 provide instruction in physical recreation to pupils after school
21 hours.

22 (e) This section does not require a school district or county
23 office of education to establish or maintain a registry and does
24 not require a school to use a volunteer from a registry to provide
25 instruction in physical recreation to pupils after school hours.

26 ~~SECTION 1. (a) It is the intent of the Legislature to enact~~
27 ~~legislation to create a registry program for qualified individuals~~

1 who wish to volunteer to teach physical education programs during
2 or after school hours at public schools.

3 (b) ~~The registry program would require qualified individuals to~~
4 ~~submit to a livescan fingerprint check and a background check of~~
5 ~~the individual using the Megan's Law database pursuant to Section~~
6 ~~290.46 of the Penal Code prior to inclusion in the registry.~~

7 (c) ~~"Qualified individuals" would mean individuals who are~~
8 ~~current or retired coaches, physical education teachers, or other~~
9 ~~sports instructors and trainers who hold some type of certification~~
10 ~~in physical education.~~